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**MAIL STOP PCT**

Docket No. 296009US0PCT

IN RE APPLICATION OF: Kenji S. SUZUKA, et al.

SERIAL NO: 10/591,911 /

FILED: September 7, 2006

FOR: LAYERED LITHIUM NICKEL MANGANESE COBALT COMPOSITE OXIDE POWDER FOR MATERIAL OF POSITIVE ELECTRODE OF LITHIUM SECONDARY BATTERY, PROCESS FOR PRODUCING THE SAME, POSITIVE ELECTRODE OF LITHIUM SECONDARY BATTERY THEREFROM, AND LITHIUM SECONDARY BATTERY

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- ☒ Additional documents filed herewith: Preliminary Amendment

The Fee has been calculated as shown below:

| CLAIMS           | CLAIMS<br>REMAINING |  | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID | NO.<br>EXTRA<br>CLAIMS       | RATE      | CALCULATIONS |
|------------------|---------------------|--|---|------------------------------|-----------|--------------|
| TOTAL            | 10                  | MINUS  | 20                                      | 0                            | x \$50 =  | \$0.00       |
| INDEPENDENT      | 2                   | MINUS  | 3                                       | 0                            | x \$200 = | \$0.00       |
| APPLICATION SIZE |                     | MINUS  | 100                                     | 0<br>(each addtl. 50 sheets) | x \$250 = | \$0.00       |
|                  |                     | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS                   |   |                              | + \$360 = | \$0.00       |
|                  |                     | TOTAL OF ABOVE CALCULATIONS  |   |                              |           | \$0.00       |
|                  |                     | <input type="checkbox"/> Reduction by 50% for filing by Small Entity |   |                              |           | \$0.00       |
|                  |                     | TOTAL  |   |                              |           | \$0.00       |

- ☐ A check in the amount of **\$0.00** is attached.
- ☐ Credit card payment form is attached to cover the fees in the amount of **\$0.00**
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

*Surinder Sachar*

Norman F. Oblon

Registration No. 24,618

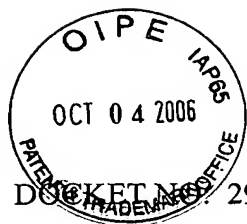
Customer Number

**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 05/03)

Surinder Sachar

Registration No. 34,423



DOCKET NO. 296009US0PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
KENJI SHIZUKA, ET AL. : ATTN: APPLICATION DIVISION  
SERIAL NO: 10/591,911 / :  
FILED: SEPTEMBER 7, 2006 :  
FOR: LAYERED LITHIUM NICKEL :  
MANGANESE COBALT :  
COMPOSITE OXIDE POWDER FOR :  
MATERIAL OF POSITIVE :  
ELECTRODE OF LITHIUM :  
SECONDARY BATTERY, PROCESS :  
FOR PRODUCING THE SAME, :  
POSITIVE ELECTRODE OF :  
LITHIUM SECONDARY BATTERY :  
THEREFROM, AND LITHIUM :  
SECONDARY BATTERY :

PRELIMINARY AMENDMENT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Prior to examination on the merits, please amend the above-identified application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 6 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.